

BOUNDARY DISPUTE TEXAS FIGHTING NEW MEXICO IS UP IN CONGRESS

Washington, D. C., Dec. 12.—Representative Stephens of Texas introduced a joint resolution that the president appoint a commissioner and with the commissioner appointed by Texas, reestablish the boundary of Texas and New Mexico.

A communication was read from the secretary of the treasury to the house, making an estimate of the expense of the boundary zone arbitration board's office expenses in Washington.

A communication from the secretary of the treasury transmitted estimates of the secretary of the interior, increasing the salaries of the governors of New Mexico and Arizona to \$6000 annually, an increase of \$2000.

Governor S. H. S. returned home last night.

Culberson introduced a joint resolution that the president and state of Texas appoint commissioners to survey and remark the Clark survey between Texas and New Mexico, which shall be the future boundary between Texas and the new state of New Mexico, said survey to be considered as on the 103d degrees of longitude west from Greenwich.

Penrose at the request of delegate Andrews of New Mexico, introduced an amendment to the Indian appropriation bill giving \$25,000 for boys' dormitories at the Indian school at Albuquerque.

The census judiciary committee referred the nomination of judges Roberts and Wright of New Mexico, to a subcommittee which probably will report next Monday.

AMUSEMENTS

FREDERICK WARDE COMING.

Frederick Warde will appear at the El Paso theater next Monday and Tuesday evenings in a big scenic production of "Julius Caesar." Manager Rich received a telegram to that effect this afternoon just at press time, and announces that sets will go on sale Thursday at the Crawford. Mr. Warde is an especial favorite of El Paso Elks, and is one of the leading Shakespearean scholars of the age. His coming is considered a treat.

"TEN NIGHTS" FILLS CRAWFORD.

Large audiences attest that there are yet many in El Paso who have a warm spot for the old school drama with its pronounced moral. "Ten Nights in a Barroom" is drawing at the Crawford. It is the attraction tonight and Wednesday matinee and night. "The Red Mouse" is the bill Thursday night, 15, 25 and 35 cents are night prices.

AT THE HAPPY HOUR.

"The Gezer From Geck," the laughing song show, at the Happy Hour, with Raymond Teal at the helm, "proved a riot of fun last night," manager Fogg says, "and the crowd that packed the theater laughed and applauded till their hands and voices ached at the antics of Burton, Post and Teal, the principal funmakers, the feature number 'Betsey, the Belle of the Bathing,' is a real novelty. The bill changes Thursday to 'My Friend From Australia.' Seats are now selling at Ryan's drug store.

DALLAS EDITOR'S WIFE DIED FOLLOWING AN OPERATION.

Dallas, Texas, Dec. 12.—Mrs. Hugh Nugent Fitzgerald, wife of H. N. Fitzgerald, managing editor of the Dallas Times-Herald, and publisher of the Dallas Beau Monde, an swell known in literary and musical circles, died here this morning at a sanatorium following an operation performed yesterday. Mrs. Fitzgerald was 51 years old and a native of Iowa.

R. A. Taylor, of the Houston offices of the G. H. & S. A., is a visitor in the city.

NAMES THE SAME; CHARGES SIMILAR

Alleged Participants in the Clint Fight Bound Over to Grand Jury.

With two charges of assault to murder pending against each one, Francisco Martinez and Tomas Martinez, no relation, were bound over to the grand jury Tuesday morning by Justice Stacy. Bond was placed at \$500 in each of the four cases.

The complaining witnesses are Gabriell Balbon, who is in the county hospital minus his right arm, which was shot off in a fight at Clint, and Miguel Balbon, his brother, who was cut about the neck and shoulder. Gabriell Balbon was brought to El Paso late Monday afternoon and it was decided to amputate the balance of the right arm Monday night.

At the examining trial Miguel Balbon testified that Tomas Martinez slashed him with a knife. The knife, however, was identified as belonging to Francisco Martinez. Francisco Martinez is also alleged to have shot Gabriell Balbon, but Gabriell is the only prosecuting witness, the shooting following the disappearance of those attracted to the knife fight. The affair followed a dance at Clint.

LUNCHEON GIVEN FOR GEN. BULLIS

Hotel Is Also Talked by El Pasoans at Talked Club Affair.

In honor of Gen. John L. Bullis and as a get together meeting in the interest of the new hotel proposition, 27 El Paso business and professional men met at the Toltel club today for a luncheon.

Winchester Cooley acted as toastmaster and Gen. Bullis was the first speaker. The general expressed strong faith in El Paso and was rather enthusiastic over the plan for the erection of a modern hotel here. Gen. Bullis owns property on El Paso street that is desired as a part of the site for the new hotel.

Gen. Bullis once lived in El Paso and at one time owned the site of the present Herald building. The general is now retired. He was chief paymaster of the department of Texas with the rank of lieutenant colonel when he reached the age for retirement, and he was made a brigadier general and retired. Gen. Bullis married a San Antonio woman.

NACAZARI COMPANY OPENS OFFICE IN HERALD LOBBY

The Nacozari Consolidated Copper company has opened an office in the Herald lobby with D. S. Williams as local manager. The company's property lies 25 miles south of Douglas, Ariz., adjoining the famous Pinar mine of the Mochizuma Copper company.

The tunnel now being pushed forward day and night cuts through a three foot vein of high grade ore, 400 feet below the surface, the tunnel being over 700 feet long.

TRASH PILE BLAZE.

A blazing trash pile and pigeon house caused a fire alarm to be turned in Tuesday morning at 11:30 from Fourth and Ochoa streets. The damage was slight.

SALCIDO CHOSEN ISLAND ALCALDE

Commissioners Elect W. W. Davis County Road Custodian.

Juan Salcido was appointed alcalde for the island irrigation ditch at the Monday afternoon session of the county commissioners, he winning over Silero Cardero, who was first elected by island residents. Salcido was ordered to make bond. Louis Burroughs was named as alcalde for the Parker ditch.

Other appointments include that of W. W. Davis as county road custodian at a salary of \$300 per month. The resignation of Herbert Nunn as county road engineer, was accepted, as Mr. Nunn has become identified with the city's engineering department.

Road district No. 1, in justice of the peace precinct No. 8, was established at the meeting of the commissioners. The proposed road runs from the old Fort Bliss up the valley. A bond issue of \$10,000 is proposed to build the road but Judge Elyar states \$5000 will be sufficient.

BRENT SAYS NO OIL AT SHAMROCK

Declares He Is Willing to Give up and Admit Failure.

Camp City's claim to fame has gone glimmering. The expected oil strike has failed to materialize, the Brent well has proved a duster and J. A. Brent, the man behind the well, has pulled up stakes and is in El Paso on his way back to San Francisco with several months' experience and considerable less cash than when he arrived here to try out the Camp City oil field. Brent sunk the well down approximately 1800 feet, found every formation but an oil pocket and gave it up.

J. R. Hunter, who formerly worked on the well, states that the last week gas in the well blew water 10 feet over the top of the 65 foot derrick. The test followed the attempted shooting of the well.

DETECTIVES' WORK.

Property valued at \$581.60 was recovered by the city detective department and delivered to the proper owners during November, according to the monthly report. Jewels and wearing apparel comprise the greater part of the recovered property. Arrests made by the four detectives during the month number 47.

TO BREAK THE TIE VOTE.

A special election is to be held at Sierra Blanca to elect a constable as a result of the tie vote at the state election on Nov. 8, between J. B. Cavender and A. T. Duncan. Each man received 15 votes. The election will be held in about 30 days.

WANTED IN TORREON.

Alberto Comancho was arrested Monday by authorities in Ciudad Juarez on advice from the police in Torreon. Comancho is wanted to face a larceny charge.

CLUBMAN SHOT BY WIFE MAY RECOVER

Mrs. Clapp Makes Bond and Says Shooting Was Accidental.

Philadelphia, Pa., Dec. 12.—Although he is still in a serious condition, hospital physicians say that Herbert Mason Clapp, a well known clubman and grandson of Mason, the "shoe blacking" king, probably will recover from the bullet wound he received yesterday. Mrs. Mary Clapp, his wife, who was arrested on the strength of a statement by the wounded man that she had shot him, was released on \$2500 bail last night. She maintains the shooting was accidental. A quarrel, she said, took place over the opening or closing of a window, and the shooting occurred while she and her husband were struggling for possession of a revolver.

WHITE FAILS TO TAKE HIS OATH

Washington, D. C., Dec. 12.—To the disappointment of a gathering that thronged the courtroom, Justice White did not take the oath of office today as chief justice of the supreme court.

It is believed to be Justice White's intention to pay Justice Harlan the senior member of the court, the delicate compliment of permitting him to preside over the court, possibly until after the holiday recess.

POSTAL CLERKS TO WORK DOUBLE TIME; SOME REST.

Commencing December 16 and continuing until Christmas, all the railway mail clerks of this division will work double time. Several of the men are resting up prior to the beginning of hard work. C. H. DeWitt, of the Albuquerque-El Paso run is off duty and his place is taken by C. E. Maggart. F. M. Hopfenbach, of the Big Springs-El Paso division is laying off and Walter Fessell is covering his run. Arthur R. Morley, of the Dawson-El Paso division, is on the sick list, his place being taken by Elmer T. Carroll.

IS HE AN INSURRECTOR?

On a charge of taking cartridges from the ammunition house of the El Paso Rifle club, located west of the city, Lazaro Padilla was arrested Tuesday morning by the police. He is alleged to have taken about 100 pounds of ammunition.

SIXTEENTH DISTRICT MAY BE CUT IN TWO

It is probable that the congressional redistricting of the state by the next legislature, as a result of the allowance to Texas of four more congressmen, will result in a division of the 16th district in which El Paso is located. The district extends on the east to Mineral Wells and is considered too large, even in Texas. The acquisition of four more congressmen is due to the increased census of the state.

HELD ON SMUGGLING CHARGE.

Silvino Rivas, arrested Sunday night near the Santa Fe bridge, waived preliminary examination on a charge of smuggling opium and his bond was fixed at \$500 by United States commissioner George B. Oliver Tuesday afternoon.

Remedies are Needed

Were we perfect, which we are not, medicines would not often be needed. But since our systems have become weakened, impaired and broken down through indiscretions which have gone on from the early ages, through countless generations, remedies are needed to aid nature in correcting our inherited and otherwise acquired weaknesses. To reach the seat of stomach weakness and consequent digestive troubles, there is nothing so good as Dr. Pierce's Golden Medical Discovery, a glyceric compound, extracted from native medicinal roots—sold for over forty years with great satisfaction to all users. For Weak Stomach, Biliousness, Liver Complaint, Pain in the Stomach after eating, Heartburn, Bad Breath, Belching of food, Chronic Diarrhea, and other intestinal Derangements; the "Discovery" is a time-proven and most efficient remedy.

The genuine has on its outside wrapper the Signature

You can't afford to accept a secret nostrum as a substitute for this non-alcoholic, medicine of known composition, not even though the urgent dealer may thereby make a little bigger profit. Dr. Pierce's Pleasant Pellets regulate and invigorate stomach, liver and bowels. Sugar-coated, tiny granules, easy to take as candy.



ADMITTS BEING BIGAMIST BUT CANNOT BE PUNISHED

New York, Dec. 12.—Although Charles W. Harrer is a bigamist and admits it, he cannot be freed from either wife or punished.

He was taken into court on a charge of bigamy and admitted that, although he married Jennie Green in Newark, N. Y., in 1893, he took Edna Cooper as his wife in New York in 1904. His confession was useless as testimony unless it is corroborated by another witness.

The first wife could not be found and the second wife has disappeared since last week, when she was in court in an action to annul her marriage. Harrer was accordingly set free.

A DIVORCE WAS REFUSED THE SECOND WIFE ON THE GROUND THAT SHE KNEW THAT HARRER HAD A WIFE WHEN SHE MARRIED HIM.

Albuquerque, N. M., Dec. 12.—Mary Williamson, a school teacher of Enfield, who lived with her uncle, W. A. Gray, on a homestead near that town, was shot and killed by Gray early yesterday.

According to Gray's story, when the girl awakened him for breakfast, he thought someone had broken into the house, grabbed his shotgun and fired before he realized what he was doing. The charge of buckshot caught the girl squarely in the breast, killing her instantly. No arrests have been made. A sister of the dead girl is believed to be in San Rafael, Cal.

PICKPOCKETS FOLLOWING THE RACES ARE BUSY.

Pickpockets are again active in the El Paso stores. Monday afternoon Mrs. Jessie A. Shely of the customs service was shopping in one of the Mesa avenue stores, when her attention was called to her purse, which was open. Upon examining the contents Mrs. Shely discovered that a \$10 bill had been taken by someone in the crowd. It is thought that the pickpockets are race track followers who operate in the stores when the races are in progress.

A BABY'S PET KITTEN CAUSES FATHER'S ARREST.

Greely, Colo., Dec. 12.—A kitten formed the clue which resulted in the arrest of James Lee, formerly of this city, wanted for violating an order of court growing out of his former wife's divorce suit. Lee was captured at Wharton, Texas.

Several months ago Lee's wife obtained a divorce and secured custody of their young daughter. Lee, however, was given permission to visit the child once a week. On November 6 he took the little one for a drive. Before starting the girl placed her pet kitten in the buggy and all three disappeared. Lee and the child and the kitten were successively traced to Montana, British Columbia, Oregon, California and finally to Texas. When arrested yesterday in company with his little daughter, she held nestled in her arms the kitten, a description of which had been sent broadcast.

BUILDING ACTIVITY AT MARFA IS CONTINUING

Marfa, Tex., Dec. 12.—The Marfa Lumber company is erecting a house for James Shannon, on the hill. Mrs. M. R. Brown is preparing to put up a dwelling on her lots on the north side of the railroad. The Marfa Lumber company has the contract for an addition to the West Texas Grocery company's wholesale house.

The bazaar which the Baptist women expected to give, December 9, has been postponed to December 16.

Miss Carrico entertained the young women's High Five club at the residence of her sister, Mrs. George Crosson.

FLOGGING IN RUSSIAN PRISONS IS INVESTIGATED.

St. Petersburg, Russia, Dec. 12.—Opposition parties in the duma have united in addressing an interpolation to the ministers of the interior and justice regarding the reported flogging of political prisoners in Siberia.

It is charged that the government is taking a brutal revenge on its political opponents and by so doing is disgracing Russia.

It is reported that Sazonoff, the assassin of Von Plehve, has died in Zarski prison as a result of flogging or of self-inflicted injuries.

That Suit for Libel Against the Postum Cereal Co., Ltd., Gave a Splendid Chance to Bring Out Facts

A disagreement about advertising arose with a "Weekly" Journal.

Following it, an attack on us appeared in their editorial columns, sneering at the claims we made, particularly regarding Appendicitis.

We replied through the regular papers and the "weekly" thought we hit back rather too hard and thereupon sued for libel.

The advertisement the "weekly" attacked us about claimed that in many cases of appendicitis an operation could be avoided by discontinuing indigestible food, washing out the bowels and taking a predigested food Grape-Nuts.

Observe we said MANY cases not all.

Wouldn't that knowledge be a comfort to those who fear a surgeon's knife as they fear death?

The "weekly" writer said that was a lie.

We replied that he was ignorant of the facts.

He was put on the stand and compelled to admit he was not a Dr. and had no medical knowledge of appendicitis and never investigated to find out if the testimonial letters to our Co. were genuine.

A famous surgeon testified that when an operation was required Grape-Nuts would not obviate it. True.

We never claimed that when an operation was required Grape-Nuts would prevent it.

The surgeon testified bacteria [germs] helped to bring on an attack and bacteria was grown by undigested food frequently.

We claimed and proved by other famous experts that undigested food was largely responsible for appendicitis.

We showed by expert testimony that many cases are healed without a knife, but by stopping the use of food which did not digest, and when food was required again it was helpful to use a predigested food which did not over-tax the weakened organs of digestion.

When a pain in the right side appears it is not always necessary to be rushed off to a hospital and, at the risk of death, be cut.

Plain common sense shows the better way is to stop food that evidently has not been digested.

Then, when food is required, use an easily digested food, Grape-Nuts or any other if you know it to be predigested (partly digested before taking).

We brought to Court analytical chemists from New York, Chicago and Mishawaka, Ind., who swore to the analysis of Grape-Nuts and that part of the starchy part of the wheat and barley had been transformed into sugar, the kind of sugar produced in the human body by digesting starch (the large part of food).

Some of the State chemists brought on by the "weekly" said Grape-Nuts could not be called a "predigested" food because not all of it was digested outside the body.

The other chemists said any food which had been partly or half digested outside the body was commonly known as "predigested."

Splitting hairs about the meaning of a word.

It is sufficient that if only one-half of the food is "predigested," it is easier on weakened stomach and bowels than food in which no part is predigested.

To show the facts we introduced Dr. Thos. Darlington, former chief of the N. Y. Board of Health, Dr. Ralph W. Webster, chief of the Chicago Laboratories, and Dr. B. Sachs, N. Y.

If we were a little severe in our denunciation of a writer, self-confessed ignorant about appendicitis and its cause, it is possible the public will excuse us, in view of the fact that our head, Mr. C. W. Post, has made a lifetime study of food, food digestion and effects, and the conclusions are indorsed by many of the best medical authorities of the day.

Is it possible that we are at fault for suggesting, as a Father and Mother might, to one of the family who announce a pain in the side: "Stop using the food, greasy meats, gravies, mince pie, cheese, too much starchy food, &c., &c., which has not been digested, then when again ready for food use Grape-Nuts because it is easy of digestion?"

Or should the child be at once carted off to a hospital and cut?

We have known of many cases wherein the approaching signs of appendicitis have disappeared by the suggestion being followed.

No one better appreciates the value of a skilful physician when a person is in the awful throes of acute appendicitis, but "an ounce of prevention is worth a pound of cure."

Just plain old common sense is helpful even nowadays. This trial demonstrated Grape-Nuts food is pure beyond question.

It is partly predigested.

Appendicitis generally has rise from undigested food.

It is not always necessary to operate.

It is best to stop all food.

When ready to begin feeding use a predigested food.

It is palatable and strong in Nourishment.

It will pay fine returns in health to quit the heavy breakfasts and lunches and use less food but select food certainly known to contain the elements nature requires to sustain the body. May we be permitted to suggest a breakfast of fruit, Grape-Nuts and cream, two soft boiled eggs, and some hot toast and cocoa, milk or Postum.

The question of whether Grape-Nuts does or does not contain the elements which nature requires for the nourishment of the brain, also of its purity, will be treated in later newspaper articles.

Good food is important and its effect on the body is also important.

"There's a Reason"

Postum Cereal Co., Ltd.

Battle Creek, Mich.